Department of Finance

STATE OF CALIFORNIA MANUAL OF STATE FUNDS

Fund: 3072
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Renumbered
From:

Legal Title

Car Wash Worker Fund

Legal Citation/Authority

Chapter 227, Statutes of 2004 (SB 1102)

Labor Code Sections: 2050 – 2067 (General Provisions)

2065(b) (Creation of Fund)

Fund Classification

GAAP Basis

Governmental/Special Revenue Funds

Fund Classification

Legal Basis

Governmental/Other Governmental Cost Funds

Purpose

AB 1688 created a new registration program for the car washing and polishing industry that would require them to keep specific records with regard to wages, hours, and working conditions. Employers of car washers are required to register with the Labor Commissioner and pay a registration fee as specified in Section 2059 (a) for each branch location. The Commissioner may periodically adjust the registration fee for inflation to ensure that the fee is sufficient to fund all costs to administer and enforce the provisions of this part. Pursuant to Section 2064, an employer who fails to register will be subject to a civil fine of \$100 for each calendar day of violation not to exceed \$10,000.

The Car Wash Worker Fund was created to deposit:

- 50% of the fines collected pursuant to Section 2064.
- The initial registration fee required pursuant to Section 2059 (a), less any amount specified in Section 2065(a)(1).

Administering Agency/Organization Code

Department of Industrial Relations/ Org 7350

Major Revenue Source

- Registration fees.
- Civil fines.

Disposition of Fund (upon abolishment)

Pursuant to Government Code 16346, in the absence of language that identifies a successor fund, any balance remaining in this fund upon abolishment shall be transferred to the General Fund.

Appropriation Authority

Upon appropriation by the Legislature.

State Appropriations Limit

Always Excluded – Revenues in this fund are not proceeds of taxes and even after transfer, will never become proceeds of taxes because the major revenue source is derived from fines.

Revised August 2012 FUND 3072

Car Wash Worker Fund

Comments/Historical Information

Chapter 825, Statutes of 2003 (AB 1688) created Labor Code section 2065.

Also see the Car Wash Worker Restitution Fund (3071) for the deposit of remaining fees and fines.

Chapter 223, Statutes of 2009 amended section 2067 of the Labor Code to extend the repeal date. Pursuant to Section 2067, this fund is to remain in effect only until January 1, , 2014, and as of this date is repealed, unless a later enacted statute, that is enacted before this date, deletes or extends that date.

Revised August 2012 FUND 3072